IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.21633 of 2008
SANOJ KUMAR
Versus
STATE OF BIHAR
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3. 4.7.2008 Heard.

The petitioner is in custody since 23.2.2008 when a vehicle was found being loaded by the petitioner and others in Anupam hotel in Nawada. The allegation further is that the petitioner and others had travelled in the same vehicle carrying the consignment of detonators of explosive substances and those were being put by the petitioner and others into the hotel room. One of the accused Subodh as per contention owned the possession of the explosive substances but the facts remained that the present petitioner, as soon as the police arrived, started to run away and was chased and captured.

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Circumstances which have been placed before me by the learned counsel appearing for the petitioner is that the Subodh has owned the responsibility for the possession of the explosive material, and the petitioner was simply engaged for unloading the consignment and putting into the hotel room and that the

petitioner has remained in custody for about four months. Circumstances could have been weighty had there not been the circumstances like that the petitioner was travelling in the same vehicle carrying the consignment and that he was found putting the packets of the consignment in a hotel room from the vehicle. The third circumstances which I see is that as soon as the police arrived the petitioner attempted to run away but was captured.

Considering these facts and circumstances appearing from the facts of the case, I am not presently inclined to direct the release of the petitioner on bail. Petition is dismissed.

(Dharnidhar Jha, J.)

B.Kr.

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